IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

ACCESS 4 ALL, INC., a Florida not-for-profit corporation, and FELIX ESPOSITO, individually.

CIVIL ACTION NO.: 04-12238-JLT-RBC

Plaintiff,

٧.

GSH LODGING, LLC. a Delaware limited liability company,

Defendant.

PLAINTIFF'S LOCAL RULE 16.1 (d) CERTIFICATE

Pursuant to Local Rule 16.1(d)(3), the undersigned counsel and parties hereby certify that they have conferred:

- (a) With a view to establishing a budget for the costs of conducting the full course -- and various alternative courses -- of the litigation; and
- (b) To consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in L.R. 16.4.

Respectfully submitted

Felix Esposito

of Oliver Wragg, Esq. (BBO #643152)

Of Counsel

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was mailed on

this <u>20</u> day of December, 2004, to:

David S. Rosenthal, Esq. Nixon Peabody LLP 100 Summer Street Boston, MA 02110-1000

Patrick C. Summers, Esq. Mackall, Crounse & Moore, PLC 1400 AT&T Tower Minneapolis, MN 55402

The Plaintiff by his Attorney:

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Rv.

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